

JOSEPH H SIMMONS

Index #: 08 CIV 7087

Plaintiff(s)

- against -

Date Filed:

DANIELI CORPORATION

Defendant(s)

AFFIDAVIT OF SERVICE

STATE OF NEW YORK: COUNTY OF NEW YORK ss:

STEVEN C. AVERY BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION, OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on August 19, 2008 at 09:20 AM at

THE OFFICE OF THE SECRETARY OF STATE
99 WASHINGTON AVENUE
ALBANY, NY12210

deponent served the within true copy of the SUMMONS & COMPLAINT on DANIELI CORPORATION, the defendant/respondent therein named,

SECRETARY OF STATE A Foreign Corporation by delivering thereat one true copy to CAROL VOGT personally, deponent knew said corporation so served to be the corporation described in said summons as said defendant/respondent and knew said individual to be AUTHORIZED to accept thereof.

Service upon the N.Y.S. Secretary of State under Section 307 of the Business Corporation Law and tendering the required fee of \$40.00.


Deponent further states that he describes the person actually served as follows:

Sex	Skin Color	Hair Color	Age (Approx.)	Height (Approx.)	Weight (Approx)
FEMALE	WHITE	BLACK	50	5'3	135

WEARS GLASSES

Sworn to me on: August 19, 2008

Linda Forman
Notary Public, State of New York
No. 01FO5031305
Qualified in New York County
Commission Expires August 1, 2010


Robin M. Forman
Notary Public, State of New York
No. 01FO6125415
Qualified in New York County
Commission Expires April 18, 2009

Larry Yee
Notary Public, State of New York
No. 01YE5015682
Qualified in New York County
Commission Expires July 26, 2009


STEVEN C. AVERY

Docket #: 581467

7008 0150 0002 0074 9155

U.S. Postal Service™	
CERTIFIED MAIL™ RECEIPT	
(Domestic Mail Only; No Insurance Coverage Provided)	
For delivery information visit our website at www.usps.com	
OFFICIAL USE	
Postage	\$ 253
Certified Fee	270
Return Receipt Fee (Endorsement Required)	220
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 743
Simmons	
Sent To: Daniel Corp	
Street, Apt. No., or PO Box No. 800 Cranberry Woods Dr	
City, State, ZIP+4 Cranberry PA 16066	
PS Form 3800, August 2006 See Reverse for Instructions	

8/13/08
Postmark
Here

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) C. Date of Delivery</p> <p>Joelle LeDome 8-14-08</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No If YES, enter delivery address below:</p>
<p>1. Article Addressed to:</p> <p>Daniel Corporation 800 Cranberry Woods Dr. Cranberry, PA 16066</p>	<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail</p> <p><input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D. Simmons</p>
<p>2. Article Number (Transfer from service)</p> <p>7008 0150 0002 0074 9155</p>	<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

AFFIDAVIT OF PATTY EDDINS

STATE OF NEW YORK)
) SS.:
COUNTY OF WESTCHESTER)

PATTY EDDINS, being duly sworn, deposes and says, that:

1. I reside at 516 Clapp Hill Road, Lagrangeville, NY 12540.
2. On August 13, 2008, pursuant to §607 of the Business Corporation Law, of the State of New York, I, served a true copy of the Summons and Complaint, together with Waiver of Service, a copy of the Individual Practice Rules of Judge Kenneth M. Karas, and rules and instructions for electronic case filing by mailing the aforesaid documents by certified mail, return receipt requested, with a return envelope, postage prepaid, addressed to Cahill, Goetsch and Maurer, P.C., 1025 Westchester Avenue, Ste. 106, White Plains, NY 10604 upon:

Danieli Corporation
800 Cranberry Woods Drive
Cranberry, PA 16066

3. Annexed hereto is defendant, Danieli Corporation's signed receipt by Certified Mail of Summons and Complaint, indicating date of service as 8/14/08.
4. Pursuant to §607 of the Business Corporation Law of the State of New York, a copy of the Summons and Complaint along with the statutory fee was also served upon the New York Secretary of State. Annexed hereto is the Affidavit of Service of the Summons and Complaint, indicating the date of service as 8/19/08.

Patty Eddins
Patty Eddins

Sworn to before me on August 26, 2008

Geraldine Bruno
Notary Public

**Geraldine Bruno
Notary Public State Of NY
Commission #01BR6130912
Exp 7/25/09**